

MBK L Rg 485

STATE MS.-DESOTO CO.  
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JUN 26 4 12 PM '01

BK. 1 PG. 485  
W.I. DAVIS CLK.

Final Determination ( Administrative Judgement )  
File # 032021-JM

JAMES ROBERT, MOSER

DESOTO COUNTY

The State of Mississippi

united States of America, 1791 AD

NOTICE TO AGENT IS NOTICE TO PRINCIOAL  
NOTICE TO PRINCIPAL IS NOTICE TO AGENT  
APPLICABLT TO ALL SUCCESSORS AND ASSIGNS

VERIFICATION OF

FINAL DETERMINATION

( ADMINISTRATIVE JUDGEMENT )  
OF

FILE # 032021- JM

Prepared by:

Secured Party:

James Robert, Moser  
6915 Crumpler Blvd .#116  
Olive Branch, Mississippi  
near[38654] Non-Domestic

PHONE  
901-292-9030

Respondent(s):

Sylvester Brooks,  
dba Towing, Inc., Premier Towing  
1407 N. Thomas st. , and 521 Hewlett rd  
Memphis, Tn.  
and, Cathy Lindsey ,dba  
Trackers Company  
300 Poplar avenue  
Memphis, Tennessee  
and Donyalye A. Jackson  
1345 Nicholas street  
Memphis, Tennessee

MMK L PG 486

NOTICE OF DEFAULT AND VERIFICATION OF FINAL DETERMINATION  
( ADMINISTRATIVE JUDGEMENT ) IN AFFIDAVIT FORM UNDER THE DOCTRINE  
OF ESTOPPLE BY ACQUIESCENCE

Desoto County                    ]  
                                      ] ss                    verified declaration  
The State of Mississippi ]

Declarant, James Robert, Moser, states that Declarant is of legal age and competent to testify; Declarant also states the facts herein are true, certain, complete, not misleading of firsthand knowledge, to the best of Declarant's personal knowledge and belief under penalty of perjury pursuant to the Law of the State of Tennessee.

STATEMENTS OF FACT

I. James Robert, Moser is not one and the same as any legal fiction, fictional number , or other civilly dead thing and not subject to in rem proceedings, in any forum of the United States.

II. James Robert, Moser is not one domiciled in the District of Columbia, Federal enclave, or Federal territory, subject to the exclusive jurisdiction of the United States .

III. James Robert, Moser has not wittingly, willingly and for the exchange of certain and fair consideration, made and entered into any contract, express or implied, which alienates, controverts or infringes the rights reserved to James Robert, Moser, by the Constitution of the United States of America and the first ten amendments thereof when James Robert, Moser was born on the land of the state of Pennsylvania , said rights also including without limitation, all the rights, privileges and immunities conferred upon James Robert, Moser, by statutes duly enacted under the authority of said Constitution .

IV. On March 21, 2001, A.D., all the Respondents were served a true copy of PRIVATE ADMINISTRATIVE REMEDY, file #032021-JM by private process server. (See copy of proof of service ).

V. James Robert, Moser, the Petitioner therein, granted Respondent(s) ten (10) days to respond, or in the alternative, admit all claims and answers to inquiries therein.

VI James Robert, Moser has received no response from any of the above-listed Respondents.

VII. On April 9, 2001, James Robert, Moser served a NOTICE OF FAULT -OPPORTUNITY TO CURE , File #032021-JM in which James Robert, Moser granted Respondent(s) three (3) additional days to respond to the statements , claims and answers to inquiry Respondents failed to respond

VIII. On June 5, 2001, A.D. Respondents were personally served with a copy of NOTICE OF FAULT-OPPORTUNITY TO CURE, File #032021-JM in which James Robert, Moser granted Respondent(s) three (3) days to respond to the statements, claims and answers to inquiry therein; again Respondents failed to respond. ( See copy of process server affidavit attached )

IX . All Respondents are in default .

X. As an operation of Law, All Respondents have admitted to the statements, claims and answers to inquiries as verified therein in the original Private Administrative Remedy, file #032021-JM.

X. Now, therefore, the undersigned Petitioner shall rely on said acquiescence , tacit admission and failure to contest and all actions by the undersigned Petitioner shall now betaken in accordance to the uncontested facts, statements, claims, laws and conclusions of law set forth in the said Private Administrative Remedy, File #032021-JM, defaulted by all Respondents .

XI. Notwithstanding any statement , reference or information set forth in this NOTICE, I , James Robert, Moser , the Petitioner herein, have no intention of hereby offering or ratifying any contract and hereby make no offer or ion of any contract, expressed or implied. With respect to this NOTICE, ndent is hereby notified under the Common Law Maxim that : "Notice to Agent is Notice to Principal, Notice to Principal is Notice to AGENT."

XII. Respondent(s) have a duty to prevent the documents and actions referenced in Petitioner's Administrative claim, 032021 JM from resulting in any damage to James Robert, Moser

#### EXHIBITS

A. Exhibit A is Cathy lindsey's proof of service by private process server on March 21, 2001, of Private International Administrative Remedy File #032021-JM

B. Exhibit B is Sylvester Brooks Jr's proor of service by private process server on March 21, 2001, of Private, International Administrative Remedy File #032021-JM

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C. Exhibit C is Donyalye Jackson's proof of service by private process server on March 21, 2001, of Private, International Administrative Remedy file #032021-JM

D. Exhibit D is copies of Certificate of Mailings dated April 9, 2001 For James Robert, Moser's NOTICE OF FAULT-OPPORTUNITY TO CURE , File #032021-JM and U.S. Mail Certified Mail # 7000 0520 0022 1398 1365 served to 1407 N. Thomas, signed by ?

#### ADMITTED ANSWERS TO INQUIRIES

The Administrative Record for Secured Party's Private Administrative Remedy, File # 032021-JM, as identified in Statement IV above , shows that ALL of the statements 1-18, and Inquiries A-P have been agreed to ( ADMITTED ) by tacit procurement by Respondent's failure/refusal to respond to the aforementioned Private Administrative Remedy and the Notice of Fault-Opportunity to Cure as identified in Statement IV and VI above.

#### NOTICE OF DEFAULT

Based upon Cathy Lindsey's, Sylvester Brooks, Jr's. and Donyalye Jacksons' DEFAULT to James Robert, Moser's administrative process, None of the above Respondents may argue, controvert, or otherwise protest the administrative findings entered thereby in any subsequent administrative or judicial proceedings.

#### NOTICE OF FINAL DETERMINATION ( ADMINISTRATIVE JUDGEMENT )

#### UNDER DOCTRINE OF ESTOPPLE BY ACQUIESCENCE

I, James Robert, Moser, a man in propria persona, a sovereign Petitioner hereof and the undersigned "Secured Party" hereunder , now make this special visitation and hereby give notice to the above-named "Respondent", of this "NOTICE OF FINAL DETERMINATION ( ADMINISTRATIVE JUDGEMENT ) IN AFFIDAVIT FORM" hereinafter called "NOTICE OF FINAL DETERMINATION", and declare and affirm :

a. That I, James Robert, Moser am a man in propria persona , am a sovereign, am over twenty one years of age, and am competent to declare and affirm, and further ;

b. That I, James Robert, Moser have first hand knowledge of the facts related herein, and further ;

c. That the facts related herein are true, correct and complete to the best of my knowledge and belief, and further;

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d. That the conclusions of Law related herein are true correct, complete, to the best of my knowledge and belief, m and further ;

II. That I, James Robert, Moser ,Petitioner , declare and affirm :

III. That I, James Robert, Moser, have received no responses from any of the Respondents concerning Petitioner's statements, claims and answers to inquiry .

IV. I, James Robert, Moser Petitioner herein, declare and affirm :

That verification of this NOTICE OF FINAL DETERMINATION ( ADMINISTRATIVE JUDGEMENT ) and the conditions thereof may be found in the public record by requesting from:

W.D.Davis, Registrar's Office  
Desoto County Courthouse  
Hernando, Mississippi

Any party of interest may obtain from James Robert, Moser copies of the Administrative Remedy file #032021-jm and NOTICE OF FAULT TO ADMINISTRATIVE REMEDY file #032021-JM by sending a self-addressed , stamped envelope with a signed letter requesting same and providing explanation as to why requestor is asking for copies of said documents from James Robert, Moser's private , personal administrative records.

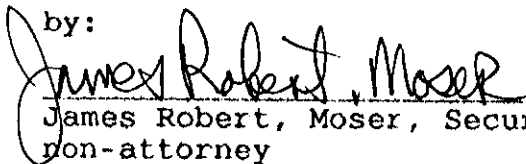
So be it. Further James Robert, Moser says not.

James Robert, Moser, given under my hand and seal this the 26<sup>th</sup>  
day of the sixth month of 2001 A.D



James Robert, Moser, Secured Party, Declarant, Petitioner,  
non-attorney .

by:



James Robert, Moser, Secured Party, Declarant, Petitioner,  
non-attorney

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JURAT

State of Mississippi    ]  
County of Desoto        ]

ss

Subscribed and sworn to at Hernando, Mississippi -, before me this  
26 day of June, A.D. 2001 .AD.

Notary Public W.E. Davis

My Commission expires 1-5-2004

Witness my hand and official seal:

W.E. Davis, Chancery Clerk  
Signature of Notary Public  
by: O. Starkey, DC

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State of Mississippi

County of DE SOTO

] Asservation

] ss

John Michael Henson

L.S.

John Michael Henson no dolus  
only in the capacity of third party private witness

PRIVATE FINAL DETERMINATION  
(ADMINISTRATIVE JUDGEMENT)

Based upon the claims and admissions of the parties in the private administrative record, Private Final Determination ( Administrative Judgement ) evidencing the above facts and Law is hereby witnessed and so entered .

I, Cynthia Stephenson in the capacity of Third Party Private Witness, state that I am competent as a witness and as a private witness do verify from this private record that the correct process has been completed as required for the exhaustion of private administrative remedies to the best of my knowledge and belief.

dated: 6-24-01

L.S.

Cynthia Stephenson  
only in the capacity of Third Party Private

Witness

I, MICHAEL HENSON, in the capacity of Third Party Private Witness, state that I am competent as a witness and as a private witness do verify from this private record that the correct process has been completed as required for the exhaustion of private administrative remedies to the best of my knowledge and belief .

dated : 6-24-01

L.S.

Michael Henson  
MICHAEL HENSON only in the capacity of Third Party Private Witness

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Prepared by: James Robert, Moser  
c/o #116, 6915 Crumpler Blvd  
Olive Branch, Mississippi  
Non-Domestic

State of MISSISSIPPI ]  
County of DESOTO ] Asservation

L.S. Bill Cochell no dolus  
Only in the capacity of Third Party Private Witness

CERTIFICATION OF PRIVATE FINAL DETERMINATION  
(ADMINISTRATIVE JUDGEMENT)

UNDER DOCTRINE OF ESTOPPLE BY ACQUIESCENCE

Pursuant to the principles in 1 Stat.122, Chapter XI, May 26, 1790; March 27 1804, 2 Stat. 298, Chapter LVI, in Section 2

I, Bill Cochell, in capacity of Third Party Private Witness, do affirm the following Private Final Determination ( Administrative Judgement ) under the Doctrine of Estoppel by Acquiescence attached herein, by reference, as if fully reproduced herein, verbatim, by reference, is true, correct, complete and not misleading.

PRIVATE FINAL DETERMINATION ( ADMINISTRATIVE JUDGEMENT )  
of File # 21-0312 JRM

James Robert, Moser  
Secured Party File # 21-0312 JRM  
Desoto County  
state of Mississippi  
the several united States of America, anno Domini, 1791

On this 22 day of June, anno Domini , 2001

L.S. Bill Cochell no dolus

Bill Cochell only in the capacity of Third Party Private Witness



Exhibit A

Cathy Lindsey  
Tracker's Co.  
300 Poplar Avenue  
Memphis, Tennessee

MBK 1 PG 493

State of Tennessee )  
County of Shelby ) SS.

On March 21, 2001, A.D., before me Mary Spicer  
name of notarial officer

3/21/01

personally appeared before me [Signature] Mary G. Spicer  
name of signor Notary Public

\_\_\_\_\_ personally known to me

☒ proved to me on the basis of satisfactory evidence

My Commission Expires Jan. 16, 2002

to be the person(s) whose name(s) is/are  
subscribed to the within instrument and  
acknowledged to me that he/she executed  
the same in his/her authorized capacity  
and that by his/her signature(s) on the  
instrument the person(s) or the entity  
upon which the person(s) acted, executed  
the instrument,

WITNESS my hand and official seal,

DESCRIPTION OF ATTACHED DOCUMENT:

Title or type of Document: Petition for Redress of Grievance in Nature of Private International Administrative Remedy

Document Date: March 20, 2001 Num. of pages: 11 # 032021-JM

Signer(s) Other than named above: \_\_\_\_\_

Capacity claimed by Signer

Signer's name: CATHY LINDSEY  
PRINT

☒ Individual  
\_\_\_\_ Corporate Officer-Title \_\_\_\_\_  
\_\_\_\_ Partner \_\_\_\_\_ Limited \_\_\_\_\_ General \_\_\_\_\_  
\_\_\_\_ Public Official-Title \_\_\_\_\_  
\_\_\_\_ Attorney in Fact \_\_\_\_\_  
\_\_\_\_ Trustee \_\_\_\_\_  
\_\_\_\_ Other \_\_\_\_\_

Signer is representing: ☒ [Signature]

Exhibit B

Sylvester Brooks Jr  
c/o Premier Towing  
1407 N. Thomas St.  
Memphis, Tenn.

MBK - 1 PG 494

State of Tennessee )  
County of Shelby ) SS.

On ~~February~~ March 21, 2001, A.D., before me Mary Spicer  
name of notarial officer

personally appeared before me Patrick Fitzgerald  
name of signor

Mary J. Spicer  
Notary Public

3/21/01

\_\_\_\_\_ personally known to me

My Commission Expires Jan. 16, 2002

☒ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are  
subscribed to the within instrument and  
acknowledged to me that he/she executed  
the same in his/her authorized capacity  
and that by his/her signature(s) on the  
instrument the person(s) or the entity  
upon which the person(s) acted, executed  
the instrument,

WITNESS my hand and official seal,

DESCRIPTION OF ATTACHED DOCUMENT:

Title or type of Document: Petition For Redress of Grievance, in Nature of Private International Administrative Remedy

Document Date: March 20, 2001, AD Num. of pages: 11 #032021-JM

Signer(s) Other than named above: \_\_\_\_\_

Capacity claimed by Signer

Signer's name: SYLVESTER BROOKS, JR.

☒ Individual PRINT  
\_\_\_\_ Corporate Officer-Title \_\_\_\_\_  
\_\_\_\_ Partner \_\_\_\_\_ Limited \_\_\_\_\_ General \_\_\_\_\_  
\_\_\_\_ Public Official-Title \_\_\_\_\_  
\_\_\_\_ Attorney in Fact \_\_\_\_\_  
\_\_\_\_ Trustee \_\_\_\_\_  
\_\_\_\_ Other \_\_\_\_\_

Signer is representing: Sylvester Brooks Jr.

Exhibit C

Donvale A. Jackson  
c/o Premier Rowing  
1407 N. Thomas  
Memphis Tenn.

MBK - PG 495

State of Tennessee )  
County of Shelby ) SS.

On March 21, 2001, A.D., before me Mary Spicer  
name of notarial officer

personally appeared before me Donvale A. Jackson  
name of signor

Mary G. Low  
Notary Public

\_\_\_\_\_ personally known to me

My Commission Expires Jan. 16, 2002

☒ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity and that by his/her signature(s) on the instrument the person(s) or the entity upon which the person(s) acted, executed the instrument,

WITNESS my hand and official seal,

DESCRIPTION OF ATTACHED DOCUMENT:

Title or type of Document: Petition for Redress of Grievance in Nature

Document Date: March 20, 2001 Num. of pages: #9 Private International Administrative Remedy #032021-JM

Signer(s) Other than named above: \_\_\_\_\_

Capacity claimed by Signer

Signer's name: DONVALE A. JACKSON  
PRINT

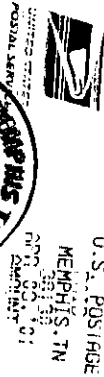
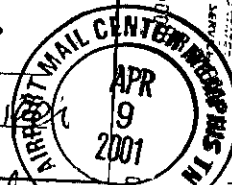
☒ Individual  
\_\_\_\_ Corporate Officer-Title \_\_\_\_\_  
\_\_\_\_ Partner \_\_\_\_\_ Limited \_\_\_\_\_ General \_\_\_\_\_  
\_\_\_\_ Public Official-Title \_\_\_\_\_  
\_\_\_\_ Attorney in Fact \_\_\_\_\_  
\_\_\_\_ Trustee \_\_\_\_\_  
\_\_\_\_ Other \_\_\_\_\_

Signer is representing: Donvale A. Jackson

Exhibit D

U.S. POSTAL SERVICE	
CERTIFICATE OF MAILING	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE-POSTMASTER	
Received From:	James Moser #116, 6915 Crumpler Blvd. Olive Branch, Mississippi NON-DOMESTIC
One piece of ordinary mail addressed to:	Cathy Lindsey Trackers Company 300 Poplar Avenue, (downst) Memphis, Tennessee a.c.s. 38103

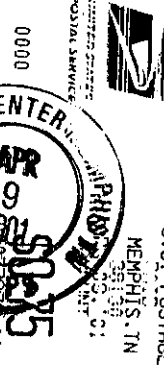
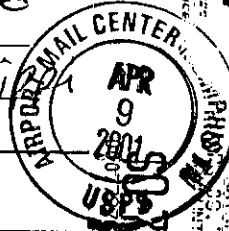
PS Form 3817, Mar. 1989



NRK 1 PG 4919

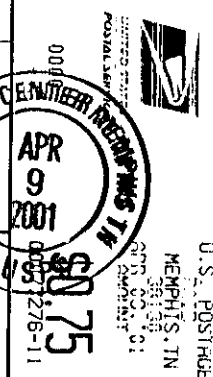
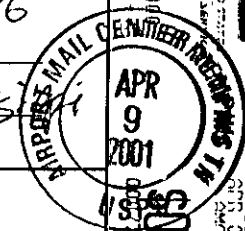
U.S. POSTAL SERVICE	
CERTIFICATE OF MAILING	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE-POSTMASTER	
Received From:	James Moser #116 6915 Crumpler Blvd Olive Branch, Mississippi NON-DOMESTIC
One piece of ordinary mail addressed to:	Sylvester Brooks, Jr. 521 Hewlett road Memphis Tennessee 38105

PS Form 3817, Mar. 1989



U.S. POSTAL SERVICE	
CERTIFICATE OF MAILING	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE-POSTMASTER	
Received From:	James Moser #116 6915 Crumpler Blvd Olive Branch, Mississippi NON-DOMESTIC
One piece of ordinary mail addressed to:	Donyale A. Jackson 1345 Nicholas St. Memphis, Tennessee 38107

PS Form 3817, Mar. 1989



Sylvester Brooks, Jr.  
1407 N. Thomas  
Memphis, Tennessee

MBK - PG 497

On JUNE 5, 2001, A.D., before me Bonita Toles  
name of notarial officer

personally appeared before me Phett Madison  
name of signor

✓ proved to me on the basis of satisfactory evidence

WITNESS my hand and official seal,

Santa C. Dale  
Notary Public

Title or type of Document: Notice of Fault Opportunity to Cure  
Document Date: March 29, 2001, AA Num. of pages: 4 #032021-JM

Capacity claimed by Signer  
Signer's name: Sylvester Brooks, Jr.  
PRINT

Signer is representing: \_\_\_\_\_  
Signature

Cathy Lindsey  
300 Poplar Avenue  
Memphis, Tennessee

MBK + PG 498

On JUNE 5, 2001, A.D., before me BONITA TOLES  
name of notarial officer

\_\_\_\_\_ personally known to me

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity and that by his/her signature(s) on the instrument the person(s) or the entity upon which the person(s) acted, executed the instrument,

WITNESS my hand and official seal,

Brenta Dale

NOTARY Public

DESCRIPTION OF ATTACHED DOCUMENT:

Document Date: March 29, 2001 Num. of pages: 4 cure # 032021-JM

Signer(s) Other than named above: \_\_\_\_\_

Cathy Lindsey  
(printed)

(P. 1012)

\_\_\_\_ Individual  
\_\_\_\_ Corporate Officer-Title \_\_\_\_\_  
\_\_\_\_ Partner \_\_\_\_\_ Limited \_\_\_\_\_ General  
\_\_\_\_ Public Official-Title \_\_\_\_\_  
\_\_\_\_ Attorney in Fact \_\_\_\_\_  
\_\_\_\_ Trustee  
\_\_\_\_ Other \_\_\_\_\_

Signer is representing: \_\_\_\_\_  
(Signature)

Exhibit D

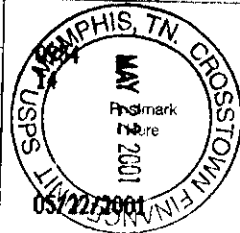
MBK L PG 499

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

7000 0520 0022 1398 1365

MEMPHIS TN 38107

Postage	\$ 00.55
Certified Fee	\$1.90
Return Receipt Fee (Endorsement Required)	\$1.50
Restricted Delivery Fee (Endorsement Required)	\$0.00
<b>Total Postage &amp; Fees</b>	<b>\$ 03.95</b>



Recipient's Name (Please Print Clearly) (To be completed by mailer)  
 Sylvester Brooks, Jr. Towing, Inc.  
 Street, Apt. No., or PO Box No.  
 1407 N. Thomas (Rear inside fence)  
 City, State, ZIP+4  
 Memphis Tennessee  
 PS Form 3800, February 2000 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Sylvester Brooks, Jr.  
 Towing, Inc.  
 1407 N. Thomas  
 Inside Fence, Rear  
 Memphis Tennessee  
 38107

2. Article Number (Copy from service label)

7000 0520 0022 1398 1365

PS Form 3811, July 1999

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery  
 May 28, 2001

C. Signature *[Signature]* ☐ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes ☐ No  
 If YES, enter delivery address below:

3. Service Type

☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

Domestic Return Receipt

102595-99-M-1789